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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**MONDAY, JUNE 5, 2017.**

[55]

# JOURNAL OF THE HOUSE.

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Monday, June 5, 2017.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by Father Rick Walsh of the Paulist Center of Boston, Chaplain of the House, as follows:

God of Justice and Peace, we ask Your blessing to come upon our House membership and its staff. May all who visit their legislators be greeted with warmth on this rainy, raw day.

Prayer.

Today we remember especially the small town of Monroe in Franklin County. With just over 120 residents, Monroe is the second smallest town in population. The town was incorporated in 1822 and was named after the then-sitting president, James Monroe. Resting on the border of Vermont, students attend school in the town of Florida as there are no schools within Monroe. Roughly half the town's land lies within Monroe State Forest.

We pray today for Representative Paul Mark of the Second Berkshire District and his staff.

May God continue to bless our Commonwealth.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of  
allegiance.

## *Message from the Governor.*

A message from His Excellency the Governor recommending legislation relative to providing for immediate capital improvement needs of the Commonwealth (House, No. 3730), was filed in the office of the Clerk on Wednesday, May 31.

Capital  
improvements,—  
bonds.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Bonding, Capital Expenditures and State Assets.

## *Message from the Governor — Reorganization Plan Number 2 of 2017.*

A message for His Excellency the Governor submitting (under Article LXXXVII of the Amendments to the Constitution) Reorganization Plan Number 2 of 2017, relative to reorganizing the Executive Office of Technology Services and Security (House, No. 3731), was filed in the office of the Clerk on Thursday, June 1.

Reorganization  
Plan No. 2,—  
Executive Office  
of Technology  
Services and  
Security.

The message was read; and it was referred, under Article LXXXVII and Joint Rule 23A, with the accompanying draft of a bill, to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

### *Guests of the House.*

At the beginning of the session, the Chair (Mr. Donato of Medford), declared a brief recess and introduced, seated in the Chamber, students from the Abigail Adams School in Weymouth. At the invitation of the Chair, the students participated in the pledge of allegiance to the flag. They were the guests of Mr. Murphy of Weymouth.

Weymouth,—  
Abigail Adams  
School.

### *Resolutions.*

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mrs. Poirier of North Attleborough) congratulating Ben LaFratta on receiving the Eagle Scout Award of the Boy Scouts of America;

Ben  
LaFratta.

Resolutions (filed by Representatives Poirier of North Attleborough, Barrows of Mansfield and Kafka of Stoughton) congratulating Gavin Lancaster on receiving the Eagle Scout Award of the Boy Scouts of America;

Gavin  
Lancaster.

Resolutions (filed by Ms. Cariddi of North Adams) congratulating St. Luke's Church on the occasion of its two hundredth and fiftieth anniversary;

St. Luke's  
Church.

Resolutions (filed by Ms. Fiola of Fall River and other members of the House) honoring the Lions District 33S and the Lions Club International on the occasion of its one hundredth anniversary;

Lions Club,—  
anniversary.

Resolutions (filed by Mr. Honan of Boston) congratulating Schuyler Grygiel on receiving the Eagle Award of the Boy Scouts of America;

Schuyler  
Grygiel.

Resolutions (filed by Mr. Kulik of Worthington and other members of the House) commending the Admetech Foundation hosting the ninth annual Prostate Cancer Awareness Day;

Prostate Cancer  
Awareness  
Day.

Resolutions (filed by Mr. Kulik of Worthington and other members of the House) recognizing June 10, 2017 through June 17, 2017 as Western Massachusetts Beer Week;

Western  
region,—  
beer week.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Mark Whalen on the occasion of his retirement; and

Mark  
Whalen.

Resolutions (filed by Representatives Orrall of Lakeville, Gifford of Wareham and Calter of Kingston) congratulating and honoring the Middleborough Council on Aging on the occasion of its fifty years of public service;

Middleborough  
Council on  
Aging.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Kafka of Stoughton, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### *Communications.*

#### Communications

From the Massachusetts Life Insurance Community Investment Initiative, LLC (see Section 2(e) of Chapter 259 of the Acts of 1998) submitting its annual report and statement of financial condition for the year 2016 [copies of said report were forwarded to the committee on Ways and Means and the committees on Financial Services and Revenue]; and

Life Insurance  
Community  
Investment.

From the State Retiree Benefits Trust (“HST”) Board (under Section 24(f) of Chapter 32A of the General Laws) submitting the approved budget for said board for the fiscal year 2018 [copies of said report were forwarded to the committee on Ways and Means and the committee on Public Service];

Severally were placed on file.

Retiree  
Benefits Trust  
Board,—  
budget.

#### *Annual Report.*

The annual report of the Division of the Massachusetts Property and Casualty Insurance Company Community Investment Initiative (under Section 3(e) of Chapter 259 of the Acts of 1998) for the fiscal year 2016 [copies of said report were forwarded to the committee on Ways and Means and the committees on Financial Services and Revenue], was placed on file.

Property and  
Casualty  
Insurance,—  
investments.

#### *Petitions.*

Petitions severally were presented and referred as follows:

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 3725) of Bradley H. Jones, Jr., Bruce E. Tarr and Theodore C. Speliotis (by vote of the town) that the town of Middleton be authorized to elect a moderator for a term of three years and change the annual town meeting day to the third Tuesday in May. To the committee on Election Laws.

Middleton,—  
town  
meeting.

By the same member, a petition (accompanied by bill, House, No. 3732) of Bradley H. Jones, Jr., Jason M. Lewis and James J. Dwyer (by vote of the town) that the town of Reading be authorized to prohibit marijuana establishments other than registered medical marijuana dispensaries. To the committee on Marijuana Policy.

Reading,—  
marijuana  
establishments.

By Representative Muradian of Grafton and Senator Moore, a joint petition (accompanied by bill, House, No. 3726) of David K. Muradian, Jr., and Michael O. Moore (by vote of the town) that the town of Upton be authorized to enter into an employment contract with the director of public works for up to three years. To the committee on Municipalities and Regional Government.

Upton,—  
public  
works.

By Mr. Hunt of Boston, a petition (accompanied by bill, House, No. 3727) of Daniel J. Hunt (with the approval of the mayor and city council) that the city of Boston be authorized to appoint Anthony Verderico, Jr., a police officer, notwithstanding the maximum age requirement. To the committee on Public Service.

Boston,—  
Anthony  
Verderico, Jr.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Ms. Cariddi of North Adams, a petition (subject to Joint Rule 12) of Gailanne M. Cariddi relative to the calculation of rebates for the surrender of number plates and registration certificates to the Registry of Motor Vehicles.

Motor vehicle  
plates,—  
rebates.

By Ms. Fiola of Fall River (by request), a petition (subject to Joint Rule 12) of Collin Dias for legislation to reduce the voting age for certain elections to seventeen years of age.

Voting  
age,—  
reduce.

By Miss Garry of Dracut, a petition (subject to Joint Rule 12) of Colleen M. Garry relative to public transparency to support quality care outcomes in all child serving organizations.

Child  
services.

By Mr. Heroux of Attleboro, a petition (subject to Joint Rule 12) of Paul R. Heroux relative to the definition of licensed mental health professionals under

Mental  
health,—

certain insurance laws.

Severally, under Rule 24, to the committee on Rules.

insurance laws.

*Papers from the Senate.*

A message from His Excellency the Governor recommending legislation relative the modernization of the Commonwealth's administration of unemployment insurance (Senate, No. 2078), was referred, in concurrence, to the committee on Labor and Workforce Development.

Unemployment insurance.

A petition (accompanied by bill, Senate, No. 2077) of Bruce E. Tarr and Ann-Margaret Ferrante (by vote of the town) for legislation relative to the appointment of retired police officers in the town of Essex, was referred, in concurrence, to the committee on Public Service.

Essex,—  
retired  
police.

*Reports of Committees.*

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, asking to be discharged from further consideration of the petition (accompanied by resolve, House, No. 1956) of Kimberly N. Ferguson and others for an investigation by a special commission known as the Brain Injury Commission (including members of the General Court) to review data concerning the epidemiology of brain injuries,— and recommending that the same be referred to the committee on Public Health.

Brain injuries,—  
commission.

By Mr. Coppinger of Boston, for the committee on Community Development and Small Businesses, asking to be discharged from further consideration:

Of the petition (accompanied by bill, Senate, No. 84) of Linda Dorcena Forry, Kevin G. Honan, Barbara A. L'Italien, James B. Eldridge and others for legislation relative to smart growth housing production;

Housing  
production.

Of the joint petition (accompanied by bill, House, No. 127) of Kevin G. Honan and others relative to the regulation of location, dimensions or design of accessory dwelling units; and

Accessory  
dwelling units.

Of the joint petition (accompanied by bill, House, No. 128) of Kevin G. Honan and others relative to smart growth housing production;

Housing  
production.

And recommending that the same severally be referred to the committee on Housing.

By Ms. Peisch of Wellesley, for the committee on Education, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2877) of David M. Rogers and others that the Department of Elementary and Secondary Education develop a curriculum relative to the safe use of streets and premises open to pedestrians and bicyclists,— and recommending that the same be referred to the committee on Transportation.

Pedestrians  
and bicyclists,—  
safety.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1245) of Marjorie C. Decker and others for the establishment of a chronic hazard advisory panel to study and make recommendations relative to children's products and upholstered furniture containing certain flame retardants,— and recommending that the same be referred to the committee on Public Health.

Flame  
retardants,—  
study.

Under Rule 42, the reports severally were considered forthwith; and they were

accepted. Severally sent to the Senate for concurrence.

By Mr. Scibak of South Hadley, for the committee on Higher Education, on a petition, a Bill establishing the Massachusetts higher education matching grants program (House, No. 646). Read; and referred, under Rule 33, to the committee on Ways and Means.

Higher  
education,—  
grants.

By Mr. Murphy of Weymouth, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Clarifying occupancy excise and internet hotel room resellers (printed as Senate, No. 1567);

Room  
resellers.

Granting the city of Somerville the authority to require the adoption of institutional master plans subject to the review and approval by the municipality (House, No. 2788) [Local Approval Received];

Somerville,—  
master plans.

Designating a certain area in the Dorchester section of the city of Boston in memory of Carl E. Hosea, Jr. (House, No. 2923) [Local Approval Received];

Boston,—  
Carl Hosea.

Requiring the hands-free use of mobile telephones while driving (House, No. 3660);

Driving,—  
hands-free.

To revise the town of Barnstable sewer regulations (House, No. 3673) [Local Approval Received]; and

Barnstable,—  
sewers.

Authorizing the town of Lincoln to transfer certain landfill property in exchange for dedication of conservation land (House, No. 3692) [Local Approval Received];

Lincoln,—  
land.

Severally placed in the Orders of the Day for the next sitting for a second reading.

#### *Emergency Measures.*

The engrossed Bill establishing a sick leave bank for Angeline Lee, an employee of the Department of Children and Families (see House, No. 3456), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Angeline  
Lee,—  
sick leave.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill  
enacted.

The engrossed Bill establishing a sick leave bank for Donald Stuart, an employee of the Department of Correction (see House, No. 3647), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Donald  
Stuart,—  
sick leave.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill  
enacted.

*Orders of the Day.*

Senate bills

Authorizing the city of Somerville to borrow funds to pay certain costs of the Green Line Extension (Senate, No. 1139); and

Third  
reading  
bills.

Establishing a sick leave bank for Dean Canada, an employee of the Department of Correction (Senate, No. 2073);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

The House Bill relative to the Mohawk Trail Regional School District and the Hawlemont Regional School District (House, No. 2859) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third  
reading  
bill.

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The House Bill establishing a sick leave bank for Alison Dejordy, an employee of the Department of Children and Families (House, No. 3715), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Alison  
Dejordy,—  
sick leave.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of children and families, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”.

The amendment was adopted; and the bill (House, No. 3715, amended) was passed to be engrossed. Sent to the Senate for concurrence.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

*Ordered*, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

Next  
sitting.

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At sixteen minutes after eleven o'clock A.M., on motion of Ms. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.